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15 **UNITED STATES DISTRICT COURT**

16 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

17 YESICA PRADO, LUCIEN JEFFORDS,
 ERIN SPENCER, AMBER WHITSON,
 18 RUFUS LEE WHITE JR., JERMAINE
 WHITE, MONIQUE WILLIAMS, and
 19 WHERE DO WE GO BERKELEY, on behalf
 of themselves and all others similarly situated,
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Plaintiffs,

21 v.
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CITY OF BERKELEY,

23 Defendant.
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Case No. 23-cv-04537-EMC

25
 26 **STIPULATION AND [PROPOSED]
 ORDER TO EXCUSE CERTAIN
 PLAINTIFFS FROM SETTLEMENT
 CONFERENCE ON DEC. 9, 2024
AS MODIFIED**

Judge: Hon. Kandis A. Westmore
 Date: Dec. 9, 2024
 Time: 1:00 p.m.
 Crtrm.: 4, Third Floor

27 **I. STIPULATION**

28 **Whereas**, on July 30, 2024, the Court referred the Parties to Magistrate Judge Westmore for
 settlement.

Whereas, following a telephonic conference on August 9, 2024 with the Parties, Judge Westmore scheduled a settlement conference on December 9, 2024. During that August 9, 2024 telephonic conference, attorneys for Plaintiffs informed Judge Westmore that some unhoused Plaintiffs may have difficulty attending the December 9, 2024 settlement conference in person or at all.

Whereas, Plaintiffs' counsel have since notified the Court that several Plaintiffs will not be able to attend the Conference, but that each has communicated their concerns and settlement priorities, and provided full authorization to settle to Plaintiffs' counsel and Plaintiffs who are able to be in attendance. Specifically Plaintiffs Lucien Jeffords, Rufus Lee White Jr., Jermaine White, Erin Spencer, and Monique Williams are unable to attend the settlement conference on December 9, 2024 and have provided full authorization to settle their claims.

Whereas, Plaintiffs' counsel have conferred by email with counsel for the City of Berkeley who have stated they have no objection to Plaintiffs' request to excuse Messrs. Jeffords, White Jr., White, Spencer, and Ms. Williams from the December 9, 2024 settlement conference, and will stipulate to Plaintiffs' request to the Court to excuse them from the conference.

Therefore the Parties hereby stipulate to request that the Court excuse Lucien Jeffords, Rufus Lee White Jr., Jermaine White, Erin Spencer, and Monique Williams from attending the settlement conference on December 9, 2024.

It is so stipulated.

DATED: December 6, 2024

DISABILITY RIGHTS ADVOCATES

By: /s/ *Emily Roznowski*
Emily Roznowski
Attorneys for Plaintiffs

BERKELEY CITY ATTORNEY'S OFFICE

By:

Marc Shapp
Attorneys for City of Berkeley

1 FILER'S ATTESTATION

2 Pursuant to Civil L.R. 5-1(i)(3) regarding signatures, I, Emily Roznowski, attest that concurrence in the
3 filing of this document has been obtained from all signatories.

4 **[PROPOSED] ORDER AS MODIFIED**

5 **PURSUANT TO THE ABOVE STIPULATION, the personal attendance of the named**
6 **individual plaintiffs is excused. IT IS SO ORDERED**

7 Dated: 12/6/2024


8 Honorable Kandis Westmore
9 United States Magistrate Judge

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